

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Jeffrey S. Ross	Art Unit :	1642
Serial No. :	10/736,112	Examiner :	Minh-Tam B. Davis
Filed :	December 15, 2003	Conf. No. :	5668
Title :	METHODS OF DIAGNOSING AND TREATING CANCER		

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

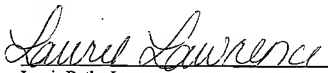
Responsive to the action mailed August 24, 2006, applicant elects the invention of Group I drawn to the embodiment of a method of determining if a subject is at risk for prostate cancer recurrence, comprising detecting the protein level of PSMA.

The election is made with traverse. Specifically, Applicants request that Group III be examined with the claims of Group I. Like Group I, Group III is directed to methods of determining if a subject is at risk for prostate cancer recurrence, comprising determining the protein level of PSMA. The Group III claims differ from the Group I claims only by an additional step of further comprising treating the subject. As both of these groups require determining recurrence by evaluating PSMA protein levels, it would not be unduly burdensome to search the claims of Group I and Group III together. The same step can be searched for both groups. Therefore, Applicants respectfully request that the Examiner also examine the claims of Group III.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 10/17/06


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